**PATENT****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

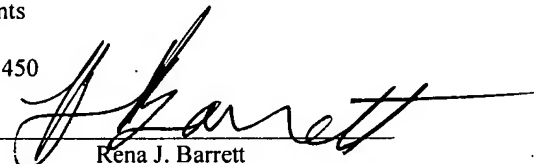
Applicants:	Datta, Debashish <i>et al.</i>	Art Unit:	1624
Serial No.:	10/671,298	Confirmation No.	3136
Filing Date:	September 25, 2003	Examiner:	Berch, Mark L.
Title:	An Improved Method For Manufacture of Ceftriaxone Sodium	Docket No.:	LPN-113(I)(US)

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:

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Rena J. Barrett

RESPONSE TO THE OFFICE ACTION
OF AUGUST 18, 2005

I. INTRODUCTORY COMMENTS

• **REQUEST FOR CONSIDERATION OF RESPONSE**

This "RESPONSE TO THE OFFICE ACTION OF AUGUST 18, 2005" replies to the outstanding office action in this case, and distinctly and specifically points out the errors in the Examiner's action, as well as responding to every ground of objection and rejection set forth in such office action. This response is a bona fide attempt to advance the application to final action. In light of the amendments (if any) and remarks set forth below, Applicant requests that the Examiner reconsider the Examiner's stance with respect to the patentability of the claims and Applicant seeks further examination of the application. Applicant hereby requests that any objections or requirements as to form not necessary to further consideration of the claims be held in abeyance until allowable subject matter is indicated. Applicant once

more notifies the Examiner that claim 18 pending in this application has been copied from U.S. Patent Application Serial No. 10/119,548 (published October 24, 2002 as US2002/0156272A1) in order to provoke an interference, and that Applicant filed a "Request for Interference Under 37 C.F.R. §1.604" on October 23, 2003 to provoke such interference.

- **REQUEST FOR, AND PAYMENT OF, EXTENSION FEE**

A three month extension fee is believed to be due with this filing. Therefore, Applicant requests that it be granted a three month extension from the shorten statutory period for response. Kelley Drye & Warren hereby provides the Commissioner with the authority to debit Kelley Drye & Warren's Deposit Account No. 11-0404 for the extension fee. Applicant notes 37 C.F.R. §1.7 which states "[w]hen the day, or the last day fixed by statute or by or under this part for taking any action or paying any fee in the United States Patent and Trademark Office falls on Saturday, Sunday, or a Federal holiday within the District of Columbia, the action may be taken, or the fee paid, on the next succeeding business day which is not a Saturday, Sunday or a Federal holiday." As February 18, 2006, the statutory due date, falls on a Saturday, it is asserted that this response is timely if filed on or before February 20, 2006.

- **LOCATION OF SPECIFIED SECTIONS FOR SCANNING OF THIS DOCUMENT**

SECTIONS OF DOCUMENT	LOCATION OF SECTION
I. INTRODUCTORY COMMENTS	Pages 1 – 3
II. AMENDMENTS TO THE SPECIFICATION	Pages 4 – 18
III. AMENDMENTS TO THE CLAIMS	Pages 19 – 31
IV. AMENDMENTS TO THE DRAWINGS	Pages 32
V. REMARKS/ARGUMENTS	Pages 33 – 39
VI. APPENDIX	Pages 40

- REQUEST FOR ENTRANCE OF AMENDMENTS AND CONSIDERATION OF ARGUMENTS

Applicants respectfully request entrance of the amendments (if any), and consideration of its arguments set forth below. Amended/new claims that may be construed as more limiting in scope than the scope of any of the claims prior to amendment/cancellation/addition should not be construed as an abandonment of any subject matter no longer claimed, nor should the amended/new claims be construed in any manner to waive or limit the equivalent structures of any element recited in such claims that would otherwise be available under the Doctrine of Equivalents with respect to the unamended/cancelled claims.

Amendment/cancellation/addition of the claims is not in any manner intended to, and should not be construed to, waive Applicant's right in the future to seek protection for the subject matter claimed in prior claims, or to seek protection for similar matter in any continuation, divisional, continuation-in-part, RCE, CPA or any other application claiming priority to or through the present application. Applicants expressly reserve the right to file applications directed to the subject matter covered by any cancelled or previously submitted claim, as well as any uncovered subject matter disclosed in the specification.